

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 10, 2005

DIVISION ONE

B177629 Los Angeles County, D.C.S. (Not for Publication)
B177901 v.
 Nicole N.
 In re: Michael N.

The judgment (the dispositional order) is affirmed. The jurisdictional finding under section 300, subdivision (j) is modified to read as follows, and is affirmed: “The child’s sibling has been abused or neglected as defined in subdivision (b), and there is a substantial risk that the child will be abused or neglected, as defined in that subdivision.

“Count 1: On or about September 25, 2002, said child’s sibling **Kaylie M.** suffered a detrimental and traumatic condition while under the mother’s care, consisting of, but not limited to, a basal skull fracture, a fracture to the left parietal bone in the posterior portion, two bruises to the abdomen and a bruise behind each ear; that child was removed from the mother and is currently placed with her father. This child **Michael** was discovered to have a significant scalp hematoma extending over the top of his head biparietally and down over his forehead to the left periorbital area; this area is markedly discolored and swollen. Such condition would not ordinarily occur except as the result of unreasonable omissions by the mother. There is substantial risk this child will suffer serious, physical harm inflicted non-accidentally by his parent pursuant to Welfare and Institutions Code section 300, subdivision (a).

“And as a result of the above, the child is a person described by section 300, subdivision (j), of the Juvenile Court Law of California in that the child will be abused or neglected.”

Suzukawa, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

March 10, 2005 (Continued)

DIVISION TWO

B174432 Low (Not for Publication)
v.
Brown

The order and judgment of the trial court are affirmed. Brown is entitled to costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Nott, J.

B171638 People (Not for Publication)
v.
Romana Barrett

The judgment is reversed with directions that on remand, the trial court have the representative investigate one additional complaint and make an appropriate disclosure.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Nott, J.

DIVISION THREE

[illegible]

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

March 10, 2005 (Continued)

DIVISION THREE (Continued)

B169845 People (Not for Publication)
v.
Castro

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Epstein, P.J., Curry, J., Grimes, J. (Assigned), White, J. (Assigned) and S. Veverka, Deputy Clerk.

Each of the following:

B179895 Tiffany P. v. SCLA (DCFS)
B174892 People v. Peters
B174486 People v. Hernandez
B176872 DCFS v. William K.
B175961 DCFS v. Roberto H.

Argument waived, cause submitted.

B174523 Willer
v.
State of California et al.

Merits:
Argued by Donald W. Cook for appellant and by Joel Davis for respondents. Cause submitted.

DIVISION FOUR (Continued)

B175059 Sook
 v.
 Newhall

Merits:
Argued by James S. Cooper for respondent. Appellant waived oral argument. Cause submitted.

B170225 Money
 v.
 Trujillo

Merits:
Argued by Richard Sullivan for appellant and by Stephen M. Lowe for respondent. Cause submitted.

B176299 Acosta et al.
 v.
 SI Corporation

Merits:
Argued by Lawrence Freeman for appellants and by Jilana Miller for respondent. Cause submitted.

Court adjourned.

DIVISION FIVE

B180741 Lance Hool
 v.
 Village Roadshow Pictures Inc. et al

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed January 21, 2005) dismissed.

March 10, 2005 (Continued)

DIVISION FIVE (Continued)

B179655 Alcides R. (Not for Publication)

v.

Superior Court, Los Angeles County
(D.C.F.S., r.p.i.)

The petition is denied.

Turner, P.J.

We concur: Armstrong, J.
Kriegler, J. (Assigned)

B169759 People (Not for Publication)

v.

Rafael Angiano and Leugardo Martinez

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
Kriegler, J. (Assigned)

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B175150 Belsky v. The Fraternity of Phi Gamma Delta, Inc.

Argument continued to April, 2005, settlement pending.

B176444 Child Welfare Services v. John C.

Argument waived; cause submitted.

DIVISION SIX (Continued)

B175219 Pricola
 v.
 Cooper

Merits:
Argued by Alfred Vargas for respondent. Argument waived by Carol H. Haffner for appellant. Cause submitted.

B172265 Koslov
 v.
 Lexington Hills Homeowners Assoc.

Merits:
Argued by Richard P. Petersen for appellant and by Richard J. Kahdeman for respondent. Cause submitted.

B175457 Urban
 v.
 Northrop Gruman Corp.

Merits:
Argued by Deborah Lynn Martin for appellant and by James H. Cordes for respondent. Cause submitted.

Perren, J. left the bench.

B175435 City of Taft
 v.
 Belli & Associates

Merits:
Argued by Melvin Caesar Belli for appellants and by John Douglas Gibson and Edward Gordon, by leave of court, for respondent. Cause submitted.

DIVISION SIX (Continued)

B177734 Kindred
v.
Vandergrift

Merits:
Argument waived by Mark Santa Romana, Deputy Attorney General, for respondent. No appearance by appellant. Cause submitted.

B176004 Jackson
v.
Eade

Merits:
Argued by Yvonne M. Renefrew for appellant and by Kenneth Eade, respondent, appearing in propria persona. Cause submitted.

Court recessed at 10:25 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J., P. McGill, Chief Deputy Clerk and G. Bents, Senior Deputy Clerk.

Each of the following:

B170941 People v. Kidd
B173256 People v. Griego
B173299 People v. Williams
B173570 People v. Espinoza
B174110 People v. Saffold
B175118 People v. Lopez
B175477 People v. Collette
B175517 People v. Martin
B175681 People v. Sarvey
B175756 People v. May
B175884 People v. Ketchens & Jackson
B176279 People v. Flowers

March 10, 2005 (Continued)

DIVISION SIX (Continued)

Each of the following (continued):

B177831 People v. Chamberlain

B177958 People v. Ramos

Argument waived, cause submitted.

B173939 People v. Moreno

Argument continued to April, 2005.

B174171 People
v.
Joseph D.

Merits:

Argued by Susan B. Gans-Smith for appellant and by John Yang, Deputy Attorney General, for respondent via video conference. Cause submitted.

Yegan, J. left the bench.

B174225 People
v.
Ivory

Merits:

Argued by Laini M. Melnick for appellant and by Joseph P. Lee, Deputy Attorney General, for respondent via video conference. Cause submitted.

B174021 People
v.
Quiroz

Merits:

Argued by Lyn A. Woodward for appellant and by Roberta Davis, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B174815 People
 v.
 Emma

Merits:
Argued by Mark Andrew McBride for appellant and argument previously
waived by respondent. Cause submitted.

B172385 People
 v.
 Banuelos

Merits:
Argued by Christopher Hawthorne for appellant and by Zee Rodriguez,
Deputy Attorney General, for respondent via video conference. Cause
submitted.

Court adjourned at 2:40 P.M.

B175824 Dewey
 v.
 Petrovich

Filed order modifying opinion. Petition for rehearing is denied. (Change in
judgment)

B180139 D' Sant Angelo
 v.
 Skinner, et al.

Filed order dismissing appeal as abandoned. Appeal (notice of appeal filed
12-23-04) dismissed.

DIVISION SEVEN

B166702 Alvarez
 v.
 City of Los Angeles

Filed order denying petition for rehearing.

DIVISION EIGHT

B176740 National Interstate Insurance Company
 v.
 Advantage Insurance Agency et al.

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed July 6, 2004) dismissed.